IT IS ORDERED that Judgment be entered denying and dismissing the

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Petition with prejudice.

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IT IS FURTHER ORDERED that the Clerk serve copies of this Order, the Magistrate Judge's Report and Recommendation and the Judgment herein on counsel for Petitioner and counsel for Respondent. LET JUDGMENT BE ENTERED ACCORDINGLY. DATED: October 13, 2015. MICHAEL W. UNITED STATES DISTRICT JUDGE